

TWELFTH DAY.**Senate Chamber,**

Austin, Texas, Jan. 28, 1931.

The Senate met at 2 o'clock p. m., pursuant to adjournment, and was called to order by President Pro Tem Hardin.

The roll was called, a quorum being present, the following Senators answering to their names:

Beck.	Parr.
Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodul.
Moore.	Woodruff.
Neal	Woodward.
Oneal.	

Absent—Excused.

Cousins. Small.

Prayer by Rev. K. P. Barton, pastor First Methodist Church, Austin.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Gainer.

Petitions and Memorials.

(See Appendix.)

Committee Reports.

(See Appendix.)

Bills and Resolutions.

By Senator Holbrook:

S. J. R. No. 7, Proposing an amendment to Section 44, Article 16, of the Constitution of Texas, abolishing the office of county treasurer; providing for the continuation of said office until the Legislature provides otherwise; providing for its submission to the voters as required by the Constitution, and making an appropriation therefor.

Read and referred to the Committee on Constitutional Amendments.

By Senator Woodul:

S. J. R. No. 8, Proposing an amendment to the Constitution of

the State of Texas, providing for a Supreme Court of Nine members.

Read and referred to the Committee on Constitutional Amendments.

By Senator Woodul and Neal:

S. J. R. No. 9, Proposing an amendment to Section 5, of Article 4 of the Constitution of the State of Texas fixing the salary of the Governor; providing for its submission to the voters of the State of Texas and required by the Constitution, and making appropriation therefor.

Read and referred to the Committee on Constitutional Amendments.

By Senator Woodul:

S. J. R. No. 10, proposing an amendment to Section 23 of Article IV of the Constitution of the State of Texas, increasing the salary of the Comptroller, Treasurer and the Commissioner of the General Land Office to Seven Thousand Five Hundred (\$7,500.00) Dollars per annum, providing for its submission to the voters of the State of Texas as required by the Constitution, and making appropriation therefor.

Read and referred to the Committee on Constitutional Amendments.

By Senator Woodul:

S. J. R. No. 11, Proposing an amendment to Section 22 of Article IV of the Constitution of the State of Texas, fixing the salary of the Attorney General at Ten Thousand (\$10,000.00) Dollars a year; providing for its submission to the voters of the State of Texas, as required by the Constitution, and making appropriation therefor.

Read and referred to the Committee on Constitutional Amendments.

By Senator Williamson:

S. B. No. 126, A bill to be entitled "An Act to amend Chapter 115, Section 1 of the Acts of 1929, 41st Legislature so as to increase the number of members on the Board of Nurse Examiners from five to six; and declaring an emergency."

Read and referred to the Committee on Public Health.

By Senator Thomason:

S. B. No. 127, A bill to be entitled "An Act amending Articles 6665 and

6674, Chapter 1, Title 116, Revised Civil Statutes of Texas, 1925, relating to the organization and operating expenses of the State Highway Department, so as to increase the compensation of the members of the Commission and to require them to devote their full time to the duties of office, and declaring an emergency."

Read and referred to the Committee on Highways and Motor Traffic.

By Senator Poage:

S. B. No. 128, A bill to be entitled "An Act validating the extension of the corporate limits of cities of more than 50,000 inhabitants according to the last United States Census where such extension is made under the provision of any home rule charter or ordinance since the enactment of Chapter 110, General Laws of the 41st Legislature of the State of Texas of 1929, and validating all proceedings had, done or performed by the governing authorities of said cities or inhabitants thereof in regards to the question of the extension of city limits, and declaring an emergency."

Read and referred to the Committee on Towns and City Corporations.

By Senator Berkeley:

S. B. No. 129, A bill to be entitled "An Act to amend Article 5440 of the Revised Civil Statutes of the State of Texas, Adopted in 1925, Authorizing the Appointment of a State Librarian, defining the qualifications and duties, prescribing the compensation thereof, repealing all laws in conflict herewith, and declaring an emergency."

Read and referred to the Committee on State Affairs.

By Senator Parr:

S. B. No. 130, A bill to be entitled "An Act to validate the organization and creation of all Consolidated Independent School District, formed through the consolidation of seven common school districts and one independent school district in counties having a population of not less than 9411 and not more than 9412 according to the last Federal Census, etc., and declaring an emergency."

Read and referred to the Committee on Educational Affairs.

By Senators Neal, Moore, Berkeley, Hornsby, Parr, Greer, Gainer, Woodruff, Cunningham, DeBerry, Loy, Martin, Stevenson, Russek, Woodul, Thomason, Pollard, Woodward, Hardin, Parrish, Oneal, Rawlings, **Small, Purl, Poage, Holbrook, Williamson, Hopkins, Cousins, Beck, and Patton:**

S. B. No. 131, A bill to be entitled "An Act amending Article 4591 of the 1925 Revised Civil Statutes of the State of Texas, so as to make January Nineteenth, which is the birthday of Robert E. Lee, a legal holiday, and declaring an emergency."

Read and referred to the Committee on State Affairs.

By Senator Oneal:

S. B. No. 132, A bill to be entitled "An Act amending Article 7298, Revised Civil Statutes, 1925, as amended by Chapter 81 of the 41st Legislature; providing that no defendant in any tax suit shall have the right to plead as defense in any court or in any manner rely upon any statute of limitation against payment of any taxes due to the State, any county, city, town, navigation district, drainage district, road district, levee district, reclamation district, irrigation district, improvement district, independent school district, common school district, or any other districts authorized to assess and collect taxes; and declaring an emergency."

Read and referred to the Committee on Civil Jurisprudence.

By Senator Patton:

S. B. No. 133, A bill to be entitled "An Act providing for the establishment of Public Roads by the Commissioners' Court when application is made therefor by a party or parties whose land or lands are surrounded by the lands of another leading from said land so surrounded to a Public Road; providing the method of establishment, the width and the payment therefor, and declaring an emergency."

Read and referred to the Committee on Highways and Motor Traffic.

By Senator Holbrook:

S. B. No. 134, A bill to be entitled "An Act repealing Articles 4027, 4036, 4037, 4039, 4040, 4041, of the

Revised Civil Statutes of 1925, and amending Article 4035 of the Revised Civil Statutes of 1925 and Article 960 of the Penal Code of the State of Texas; providing for the lease of oyster reefs or bottoms of the public waters of the State of Texas to citizens of the United States or domestic corporations for the exclusive purpose of cultivating oysters and for no other purpose; etc., and declaring an emergency."

Read and referred to the Committee on State Affairs.

By Senators Moore, Neal, Hardin, and Purl:

S. B. No. 135, A bill to be entitled "An Act to amend Article 3334 of the Revised Civil Statutes of the State of Texas of 1925, as amended by the Act of the 41st Legislature, Regular Session, pages 235 and 236, Chapter 100. Section 2, approved March 2nd, 1929, relating to the service of citation in estates of decedents, so as to provide for the service of such citation by the publication thereof in certain newspapers when the value of the property or estate of such deceased is One Thousand Dollars or more, and by posting such citation when the value of such property is less than One Thousand Dollars; also, an Act to amend Article 3810 of the Revised Civil Statutes of the State of Texas of 1925, relating to the sales under deeds of trust and notice thereof, so as to provide for the publication of such notice in certain newspapers unless, the trustees shall be requested to give notice and sell such property as provided in such deed of trust or contract lien; and also, an Act to amend Article 3812 of the Revised Civil Statutes of the State of Texas of 1925, relating to notice of sale of personal property, so as to provide for the publication of such notice in certain newspapers; providing for the repealing of all laws and parts of laws in conflict herewith; and declaring an emergency."

Read and referred to the Committee on State Affairs.

By Senator Thomason:

S. B. No. 136, A bill to be entitled "An Act amending Subdivision 2 of Article 199, Title 8. revised Civil Statutes of Texas of 1925, and providing for changing and prescribing terms and times of holding the

Courts in the Second Judicial District of Texas; validating and continuing all processes and writs, bonds and recognizances and making them returnable to the terms of court in the several counties in said district as herein fixed; to validate the summoning of grand and petit jurors under the present law so as to render them available under the present Act; to repeal all laws and parts of laws in conflict herewith; providing for and declaring an emergency, and providing time for this Act to take effect."

Read and referred to the Committee on Judicial Districts.

Senator Excused.

On motion of Senator Hornsby, Senator Small was excused for the day on account of important business.

Bill Signed.

The Chair, President Pro Tem Hardin, gave notice of signing, and did sign, in the presence of the Senate, after caption had been read, the following bill:

S. B. No. 10.

Executive Session Set.

On motion of Senator Pollard, the Senate voted to go into executive session at 11 o'clock Thursday morning.

S. C. R. No. 9.

Senator Neal sent up the following resolution:

Whereas, the State Democratic Convention at its session in Galveston in September, 1930, endorsed as a plank in its platform a system of State Parks for Texas, and calling upon the representatives of Texas in the Federal Congress to request the Federal Government to establish at least one National Park in the State of Texas, and

Whereas, the Governor of this State, Hon. Ross Sterling, in his inaugural address reiterated the enunciation of the Democratic Convention in Galveston at its September, 1930, session, as to parks, and

Whereas, many of the forty-eight states of the Union already have established National Parks within their boundaries, particularly Colorado, California, New Mexico and Utah, and

Whereas Texas has millions of square miles of area now classified as waste land, but extremely valuable for the purposes of recreation and for conservation of all forms of wild life, and

Whereas, it is acknowledged and admitted that Texas scenery compares favorably with that of most any other State,

Now, Therefore, Be it Resolved, That the 42nd Legislature of the State of Texas, now in Regular Session appeal to its members in Congress, both House and Senate, at Washington, to use their influence with the Department of the Interior, National Park Service, to the end that an immediate survey be made of the scenic areas of Texas with a view of determining which area or areas would measure up to the National Park standard as to beauty, size, adaptability and accessibility to large numbers of people of this State.

Be it Further Resolved, that a copy of this resolution be sent to each Texas member of the National Congress, and to each member of the Texas State Parks Board.

NEAL,
PARR,
BERKELEY,
GREER.

Read and adopted.

Free Conference Report.

Senator Oneal sent up the following Free Conference Committee report:

Hon. Edgar E. Witt, President of the Senate, and

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sirs: We, your Conference Committee on Senate Bill No. 8, appointed to adjust the differences between the House and the Senate on same, beg leave to report that we have agreed upon the differences between the two Houses and recommend the following bill to be adopted.

A BILL

To Be Entitled

An Act to postpone the collection of

State, County, Special School, School District, Road Districts, Levee Improvement District, Irrigation District Taxes and any other defined taxing sub-divisions of the County other than incorporated cities and towns, levied and assessed for the year 1930, other than poll taxes, until October 15, 1931; except that this Act shall not apply to any Independent School District, or any Water Improvement District, which now is or may hereafter be by law authorized to collect its taxes in either semi-annual or quarterly installments, providing that the taxpayer may pay one-half of all his taxes in any one County at any time and receive receipt therefor, and providing for interest on such taxes not paid prior to February 1st, 1931; providing for penalty if not paid by October 15, 1931; providing that all laws and parts of laws in conflict herewith shall be subject to the terms of this Act and be controlled hereby, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. The time of payment of all State, County, Special School, School District, Road Districts, Levee Improvement District and Irrigation District Taxes, and any other defined taxing sub-divisions of the County other than incorporated cities and towns, levied and assessed for the year 1930, other than poll taxes, is hereby extended until October 15, 1931, the Tax Collector shall prepare and make his annual settlement, at the time and in the manner now required by law, but no delinquent notices shall be issued and no costs shall accrue until after said date.

Provided further, this Act shall not apply to any Independent School District, or any Water Improvement District which now is or may hereafter be by law authorized to collect its taxes either in semi-annual or quarterly installments.

Provided that any person may at any time before the taxes become delinquent under this Act, pay one-half of all taxes affected by this Act due by him on all his property in any one County and one-half of the interest accrued thereon at date of payment, and upon said payment the Tax Collector to whom said pay-

ment is properly made shall issue to said taxpayer such temporary receipt as the Comptroller of Public Accounts may approve, and thereafter no further interest and no penalty shall for any reason accrue upon said taxes paid.

And the Tax Collector receiving such payment shall report and account for said taxes as he would under full tax payment.

Provided, further, it shall be the duty of the Comptroller of Public Accounts to prescribe such forms for receipts and reports as he may deem necessary.

Sec. 2. No action shall be taken by any officer whose duty is to enforce the collection of said taxes mentioned in Section 1, hereof, until after October 15, 1931.

Sec. 3. The penalty of ten per cent now provided by law for the non-payment of taxes prior to February 1, of the succeeding year for which said taxes were levied and assessed shall not apply to any taxes mentioned in Section 1, hereof, but said taxes, if not paid before February 1, 1931, as now provided by law, shall bear interest from February 1, 1931, until paid, at the rate of ten per centum per annum.

Sec. 4. Beginning October 16, 1931, all taxes levied and assessed for the year 1930 other than poll taxes, remaining unpaid on said date shall become delinquent, and thereafter the amount then due shall bear and be subject to a five per cent penalty and costs, interest and other charges now provided by general law for February 1st of each year and each act or duty now required of any officer by law shall then be performed by such officer eight and one half months after the date now required by such law.

Sec. 5. All laws and parts of laws in conflict herewith shall be subject to the terms of this Act and be controlled hereby.

Sec. 6. On account of the scarcity of money and the impoverished condition of many portions of our state, and the great hardships that will be imposed upon the people of Texas, if compelled to pay their taxes at the time limited by law, creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days be suspended, and

the same is hereby suspended, and that this Act take effect and be in force from and after its passage and approval by the Governor and it is so enacted.

ONEAL,
PARRISH,
HOLBROOK,
WOODWARD,
PURL.

On part of the Senate.

WEINERT,
BARRON,
GILBERT,
MOFFETT,
YOUNG.

On part of the House.

The report was read and adopted by the following vote:

Yeas—29.

Beck.	Parr.
Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Houkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodul.
Moore.	Woodruff.
Neal.	Woodward.
Oneal.	

Absent—Excused.

Cousins. Small.

Senate Bill No. 77.

The Chair laid before the Senate on its second reading the following bill:

By Senator Thomason:

S. B. No. 77, A bill to be entitled "An Act repealing Senate Bill No. 132, Chapter 70 of the Second Called Session of the Forty-first Legislature and validating election of County School Superintendent in certain counties, that have an area of eight hundred eighty-nine square miles and a population of between 12,000 and 15,000."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Thomason the constitutional rule requiring bills to be read on three several days was

suspended and S. B. No. 77 was put on its third reading and final passage, by the following vote:

Yeas—29.

Beck.	Parr.
Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodul.
Moore.	Woodruff.
Neal.	Woodward.
Oneal.	

Absent—Excused.

Cousins. **Small.**

Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Parr.
Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodul.
Moore.	Woodruff.
Neal.	Woodward.
Oneal.	

Absent—Excused.

Cousins. **Small.**

Senate Bill No. 27.

On motion of Senator Beck, the rule requiring the committee report on S. B. No. 27 to lie over 24 hours was suspended by a two-thirds vote.

The Chair laid before the Senate the following bill:

By Senator Beck:

S. B. No. 27, A bill to be entitled "An Act amending Article 3217 of the Revised Civil Statutes of 1925. and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Beck the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 27 was put on its third reading and final passage, by the following vote:

Yeas —29.

Beck.	Parr.
Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodul.
Moore.	Woodruff.
Neal.	Woodward.
Oneal.	

Absent—Excused.

Cousins. **Small.**

Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Parr.
Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodul.
Moore.	Woodruff.
Neal.	Woodward.
Oneal.	

Absent—Excused.

Cousins. **Small.**

Senate Bill No. 71.

The Chair laid before the Senate the following bill:

By Senator Parrish:

S. B. No. 71, A bill to be entitled "An Act amending Chapter 167 Acts of the Regular Session of the Forty-first Legislature; and declaring an emergency."

The rule requiring committee reports to lie over 24 hours was suspended by a two-thirds vote.

The committee report was adopted. The bill was read second time and passed to engrossment.

On motion of Senator Parrish the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 71 was put on its third reading and final passage, by the following vote:

Yeas—26.

Beck.	Oneal.
Berkeley.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Rawlings.
Hardin.	Russek.
Holbrook.	Stevenson.
Hopkins.	Thomason.
Hornsby.	Williamson.
Loy.	Woodul.
Moore.	Woodruff.
Neal.	Woodward.

Nays—2.

Martin. Poage.

Present—Not Voting.

Purl.

Absent—Excused.

Cousins. Small.

Read third time and finally passed by the following vote:

Yeas—28.

Beck.	Parr.
Berkeley.	Parrish.
Cunningham.	Patton.
Gainer.	Poage.
Greer.	Pollard.
Hardin.	Purl.
Holbrook.	Rawlings.
Hopkins.	Russek.
Hornsby.	Stevenson.
Loy.	Thomason.
Martin.	Williamson.
Moore.	Woodul.
Neal.	Woodruff.
Oneal.	Woodward.

Nays—1.

DeBerry.

Absent—Excused.

Cousins. Small.

Senate Bill No. 131.

On motion of Senator Moore, the Constitutional rule relating to pas-

sage of bills during the first 30 days was suspended by a four-fifths vote and the Chair laid before the Senate the following bill:

By Senator Neal et al:

S. B. No. 131, A bill to be entitled "An Act amending Article 4591 of the 1925 Revised Civil Statutes of the State of Texas, so as to make January Nineteenth, which is the birthday of Robert E. Lee, a legal holiday, and declaring an emergency."

On motion of Senator Moore the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 131 was put on its second reading by the following vote:

Yeas—29.

Beck.	Parr.
Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodul.
Moore.	Woodruff.
Neal.	Woodward.
Oneal.	

Absent—Excused.

Cousins. Small.

The rule requiring Committee reports to lie over 24 hours was suspended by a two-thirds vote.

The committee report was adopted. The bill was read second time and passed to engrossment.

On motion of Senator Moore the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 131 was put on its third reading and final passage, by the following vote:

Yeas—29.

Beck.	Hopkins.
Berkeley.	Hornsby.
Cunningham.	Loy.
DeBerry.	Martin.
Gainer.	Moore.
Greer.	Neal.
Hardin.	Oneal.
Holbrook.	Parr.

Parrish.	Stevenson.
Patton.	Thomason.
Poage.	Williamson.
Pollard.	Woodul.
Purl.	Woodruff.
Rawlings.	Woodward.
Russek.	

Absent—Excused.

Cousins. Small.

Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Parr.
Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodul.
Moore.	Woodruff.
Neal.	Woodward.
Oneal.	

Absent—Excused.

Cousins. Small.

Senate Bill No. 72.

The Chair laid before the Senate the following bill:

By Senator Parr:

S. B. No. 72, A bill to be entitled "An Act amending Section 79 of Article 199. Title 8, Revised Civil Statutes of 1925, changing the 79th Judicial District, providing the jurisdiction of said court and the fixing of terms of court writs and bonds issued, served, executed or entered into shall be returned to the respective courts, prescribing the duties of such courts, and prescribing the time of the taking effect hereof."

On motion of Senator Parr, the rule requiring committee reports to lie over 24 hours was suspended by a two-thirds vote:

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Parr the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 72 was put

on its third reading and final passage, by the following vote:

Yeas—28.

Beck.	Oneal.
Berkeley.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodul.
Moore.	Woodruff.
Neal.	Woodward.

Nays—1.

Poage.

Absent—Excused.

Cousins. Small.

Read third time and finally passed.

Adjournment.

On motion of Senator Woodul, the Senate, at 3:16 o'clock p. m., adjourned until 10 o'clock Thursday morning.

APPENDIX.

Committee on Enrolled Bills.

Committee Room,

Austin, Texas, Jan. 27, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled bills have had S. B. No. 10 carefully examined and compared and find the same correctly enrolled.

GREER, Chairman.

Committee Reports.

Committee Room,

Austin, Texas, Jan. 27, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 27, A bill to be entitled "An Act amending Article 3217 of the Revised Civil Statutes of 1925, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the

recommendation that it do pass and be not printed.

BECK, Chairman.

Committee Room,
Austin, Texas, Jan. 27, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Judicial Districts to whom was referred S. B. No. 71, A bill to be entitled "An Act amending Chapter 187 Acts of the Regular Session of the Forty-first Legislature; and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PATTON, Chairman.

Committee Room,
Austin, Texas, Jan. 27, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Judicial Districts to whom was referred S. B. No. 72, A bill to be entitled "An Act amending Section 79 of Article 199, Title 8, Revised Civil Statutes of 1925, changing the 79th Judicial District, providing the jurisdiction of said Court and the fixing of terms of court therein, providing that all processes, recognizances, writs and bonds issued, served, executed or entered into shall be returned to the respective courts, prescribing the duties of such courts, and prescribing the time of the taking effect hereof."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass.

PATTON, Chairman.

Committee Room,
Austin, Texas, Jan. 28, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on State Affairs to whom was referred

S. B. No. 131, A bill to be entitled "An Act amending Article 4591 of the 1925 Revised Civil Statutes of the State of Texas, so as to make January Nineteenth, which is the birthday of Robert E. Lee, a legal holiday, and declaring an emergency."

Have had the same under consideration and I am instructed to re-

port it back to the Senate with the recommendations that it do pass and be not printed.

MOORE, Chairman.

THIRTEENTH DAY.

Senate Chamber,
Austin, Texas, Jan. 29, 1931.
The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Edgar E. Witt.

The roll was called, a quorum being present, the following Senators answering to their names:

Beck.	Parr.
Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Moore.	Woodul.
Neal.	Woodruff.
Oneal.	Woodward.

Absent—Excused.

Cousins. Small.
Martin.

Prayer by Senator Margie Neal.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Williamson.

Petitions and Memorials.

(See Appendix.)

Committee Reports.

(See Appendix.)

Bills and Resolutions.

By Senator Hornsby:

S. B. No. 137, A bill to be entitled "An Act providing for the regulations of gins, ginners, ginning; the licensing of ginners; providing for the proper packing, wrapping, marking, and providing for weighing of seed cotton, lint cotton, and cotton seed, and keeping record of same; providing for the collection of license fees to be used by the Commissioner of Agriculture for the